#5/18/9S

Attorney Docket No.: GTN-001

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Smith et al.

**Serial No.:** 08/487,032

Examiner:

Filed:

June 7, 1995

**Group Art Unit:** 

Title:

NUCLEIC ACID AND AMINO ACID SEQUENCES RELATING TO

HELICOBACTER PYLORI FOR DIAGNOSTICS AND

**THERAPEUTICS** 

Service as first class mail in an envelope addressed to: Box Missing Parts, The Honorable Commissioner of Patents and Trademarks, Washington, D.C. 20231 on the date set forth below.

De entr 15, 1995

Date of Signature and of Mail Deposit

Amy E. Mandragouras Registration No. 36,207

Box Missing Parts
Hon. Commissioner of Patents and Trademarks

Washington, D.C. 20231

#### PRELIMINARY AMENDMENT

Prior to examination, please amend the above-identified application as follows:

# In the specification:

At page 1, line 25, delete "." and insert --(-- after "layer.";

line 27, insert --)-- after "760";

line 28, insert -- (-- after "cells";

line 29, insert --)-- after "319" and insert --(-- after "adhesins."; and

line 31, insert --)-- after "2039".

TECH CENTER 1600/2900



COUNSELLORS AT LAW
28 STATE STREET
BOSTON, MASSACHUSETTS 02109-1784
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahcoc.com

JOHN A. LAHIVE, JR. (1928-1997)
W. HUGO LIEPMANN
JAMES E. COCKFIELD
THOMAS V. SMURZYNSKI
RALPH A. LOREN
GIULIO A. DeCONTI, JR.
ANN LAMPORT HAMMITTE
ELIZABETH A. HANLEY
AMY BAKER MANDRAGOURAS
JOHN V. BIANCO
ANTHONY A. LAURENTANO
JANE E. REMILLARD
CHARLES ERIC SCHULMAN
FAUSTINO A. LICHAUCO

SCOTT D. ROTHENBERGER, Ph.D.
DAVID A. LANE, JR.
LINDA M. CHINN
JEANNE M. DIGIORGIO
DEBRA J. MILASINCIC, Ph.D.
LAURANNE S. BUTLER
NICHOLAS P. TRIANO III
TIMOTHY J. DOUROS

OF COUNSEL
JEREMIAH LYNCH
LAWRENCE E. MONKS
WILLIAM A. SCOFIELD, JR.
KEVIN J. CANNING
PETER C. LAURO \*

\*Admitted in NY only

PATENT AGENTS
CATHERINE J. KARA, Ph.D.
MEGAN E. WILLIAMS, Ph.D.

TECHNICAL SPECIALISTS
DIANA M. COLLAZO, Ph.D.
JASBIR K. SAGOO, Ph.D.
MARIA C. LACCOTRIPE, Ph.D.
REZA MOLLAAGHABABA, Ph.D.
MONICA PALACIOS-BOYCE, Ph.D.
CYNTHIA M. SOROOS

1021

November 23, 1998

### VIA HAND DELIVERY

Assistant Commissioner for Patents Washington; D.C. 20231

Re:

U.S. Patent Application Serial No 08/487,032

Title: Nucleic Acid and Amino Acid Sequences Relating to Helicobacter

Pylori for Diagnostics and Therapeutics

Filed: June 7, 1995 Inventors: Smith et al.

Examiner: V. Portner, Group Art Unit: 1641

Attorney Docket No. GTN-001

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. A copy of a Preliminary Amendment previously filed on December 15, 1995

2. A copy of a Preliminary Amendment previously filed on January 23, 1996; and

3. A return postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

Linda M. Chinn Reg. No. 31,240

LMC/rm Enclosures

GTN\001\PTOLET.DOC

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Smith, Douglas

Serial No.: 08/487,032

Filed: June 7, 1995

For: NUCLEIC ACID AND AMINO ACID SEQUENCES RELATING TO HELICOBACTER PYLORI FOR DIAGNOSTICS AND THERAPEUTICS

Attorney Docket No.: GTN-001

**Assistant Commissioner for Patents** 

Washington, D.C. 20231

Group Art Unit: 1802

Examiner: V. Portner

ducate

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

Amy E. Mandragouras Registration No. 36,207

Attorney for Applicant

## **PRELIMINARY AMENDMENT**

Dear Sir:

Prior to examination, please amend the above-referenced application as follows:

# In the specification:

At page 76, line 1, please insert substitute pages 76-782 containing the Sequence Listing as submitted herewith for the originally filed pages 76-782.

#### **REMARKS**

The substitute pages 76-782 containing the Sequence Listing merely correct the defects set out in the "Notice to Comply with Requirements for Patent Applications containing

Nucleotide Sequence and/or Amino Acid Sequence Disclosures." Applicant has also submitted on even date herewith a computer-readable form (diskette) of the Sequence Listing which is identical in substance to the Sequence Listing appearing on substitute pages 76-782.

No new matter has been added to the application. Accordingly, as the above amendments do not affect the issue of patentability, it is respectfully requested that they be entered.

Respectfully submitted,

AHIVĘ & COCKFIELD<del>, <u>L</u></del>ÞP

Amy E. Mandragouras

Registration No. 36,20 Attorney for Applicant

60 State Street Boston, MA 02109 Tel. (617) 227-7400

Dated: <u>January 23, 1997</u>